

**STATE OF MICHIGAN**  
**DEPARTMENT OF LABOR AND ECONOMIC GROWTH**  
**OFFICE OF FINANCIAL AND INSURANCE SERVICES**  
**Before the Commissioner of Financial and Insurance Services**

**Office of Financial and Insurance Services,  
Petitioner**

**v**

**John Benjamin III,  
Respondent**

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**Case No. 07-678-L  
Docket No. 2007-1244**

**For the Petitioner:**

**William Peattie  
Office of Financial and Insurance Services  
611 W. Ottawa, 3rd Floor  
P.O. Box 30220  
Lansing, MI 48909**

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**For the Respondent:**

**John Benjamin III  
1661 E. Yellowstone Place  
Chandler, AZ 85249**

**Issued and entered  
this 23rd day of January 2008  
by Ken Ross  
Acting Commissioner**

**FINAL DECISION**

The Administrative Law Judge issued a Proposal for Decision (PFD) dated November 28, 2007. Neither party filed exceptions.

The factual findings in the PFD are in accordance with the preponderance of the evidence and the conclusions of law are supported by reasoned opinion. Those findings and conclusions are adopted. The PFD is attached and made part of this final decision.

In addition to the considerations above, it is important that the Respondent did not file exceptions to the Proposal for Decision. Michigan courts have long recognized that the failure to file exceptions constitutes a waiver of any objections not raised. *Attorney General v. Public Service Comm* 136 Mich App 52 (1984).

**ORDER**

Therefore, it is ORDERED that:

1. Respondent's insurance producer license is revoked, and
2. Respondent shall pay restitution in the following amounts:
  - a. \$143,000.00 to XXXXXXXX XXXXX;
  - b. \$123,142.17 to XXXX XXXXXXXX;
  - c. \$61,117.00 to XXXXXXXXXX XXXXXXX;
  - d. \$14,000.00 to XXXXXXXX XXXXXXX;
  - e. \$255,000.00 to XXXXXXXX XXXXXXXXXXXXX;
  - f. \$100,430.45 to XXXXXXX and XXXXXXX XXXXX;
  - g. \$350,000.00 to XXXXXXXXXX XXXXXXXX;
  - h. \$36,953.84 to XXXXXXX XXXXXXXX;
  - i. \$13,000.00 to XXX XXXXXXXXXXX; and
  - j. \$40,000.00 to XXXXXXX XXXXXXXX.